

## CIVIL COVER SHEET

JS 44C/SDNY

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of the Court for the purpose of initiating the civil docket sheet.

## PLAINTIFF

Hapag-Lloyd Aktiengesellschaft  
a/k/a Hapag-Lloyd AG

## DEFENDANT

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Freehill Hogan & Mahar, LLP, 80 Pine Street, New York, NY 10005  
(212) 425-1900

ATTORNEYS (IF KNOWN)

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)

Complaint for exoneration from or limitation of liability pursuant to 46 U.S.C. §§30501, et seq.

Has this or a similar case been previously filed in SDNY at anytime? NO ☒ YES ☐ Judge Previously AssignedIf yes, was this case Vol. ☐ Invol. ☐ Dismissed, NO ☐ YES ☐ If yes, give date

&amp; Case No.

(PLACE AN [X] IN ONE BOX ONLY).

## NATURE OF SUIT

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	ACTIONS UNDER STATUTES OTHER STATUTES
<input type="checkbox"/> 110 INSURANCE <input checked="" type="checkbox"/> 120 MARINE <input type="checkbox"/> 130 MILLER ACT <input type="checkbox"/> 140 NEGOTIABLE INSTRUMENT <input type="checkbox"/> 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT <input type="checkbox"/> 151 MEDICARE ACT <input type="checkbox"/> 152 RECOVERY OF DEFAULTED STUDENT LOANS (EXCL VETERANS) <input type="checkbox"/> 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS <input type="checkbox"/> 160 STOCKHOLDERS' SUITS <input type="checkbox"/> 190 OTHER CONTRACT <input type="checkbox"/> 195 CONTRACT PRODUCT LIABILITY <input type="checkbox"/> FRANCHISE	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 AIRPLANE <input type="checkbox"/> 315 AIRPLANE PRODUCT LIABILITY <input type="checkbox"/> 320 ASSAULT, LIBEL & SLANDER <input type="checkbox"/> 330 FEDERAL EMPLOYEES' LIABILITY <input type="checkbox"/> 340 MARINE <input type="checkbox"/> 345 MARINE PRODUCT LIABILITY <input type="checkbox"/> 350 MOTOR VEHICLE <input type="checkbox"/> 355 MOTOR VEHICLE PRODUCT LIABILITY <input type="checkbox"/> 360 OTHER PERSONAL INJURY  <b>ACTIONS UNDER STATUTES</b>	<b>PERSONAL INJURY</b> <input type="checkbox"/> 362 PERSON INJURY MED. MALPRACTICE <input type="checkbox"/> 365 PERSONAL INJURY PRODUCT LIABILITY <input type="checkbox"/> 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY  <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 OTHER FRAUD <input type="checkbox"/> 371 TRUTH IN LENDING <input type="checkbox"/> 380 OTHER PERSONAL PROPERTY DAMAGE <input type="checkbox"/> 385 PROPERTY DAMAGE PRODUCT LIABILITY  <b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 MOTIONS TO VACATE SENTENCE <input type="checkbox"/> 530 HABEAS CORPUS <input type="checkbox"/> 535 DEATH PENALTY <input type="checkbox"/> 540 MANDAMUS & OTHER <input type="checkbox"/> 550 CIVIL RIGHTS	<input type="checkbox"/> 610 AGRICULTURE <input type="checkbox"/> 620 FOOD & DRUG <input type="checkbox"/> 625 DRUG RELATED SEIZURE OF PROPERTY <input type="checkbox"/> 21 USC 881 <input type="checkbox"/> 630 LIQUOR LAWS <input type="checkbox"/> 640 R.R. & TRUCK <input type="checkbox"/> 650 AIRLINE REGS <input type="checkbox"/> 660 OCCUPATIONAL SAFETY/HEALTH <input type="checkbox"/> 690 OTHER  <b>LABOR</b> <input type="checkbox"/> 710 FAIR LABOR STANDARD ACT <input type="checkbox"/> 720 LABOR/MGMT. RELATIONS <input type="checkbox"/> 730 LABOR/MGMT. REPORTING & DISCLOSURE ACT <input type="checkbox"/> 740 RAILWAY LABOR ACT <input type="checkbox"/> 790 OTHER LABOR LITIGATION <input type="checkbox"/> 791 EMPL. RET. INC. SECURITY ACT	<input type="checkbox"/> 400 STATE REAPPORTIONMENT <input type="checkbox"/> 410 ANTITRUST <input type="checkbox"/> 430 BANKS & BANKING <input type="checkbox"/> 450 COMMERCE/ICC RATES/ETC. <input type="checkbox"/> 460 DEPORTATION <input type="checkbox"/> 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO) <input type="checkbox"/> 810 SELECTIVE SERVICE <input type="checkbox"/> 830 PATENT <input type="checkbox"/> 840 TRADEMARK  <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 COPYRIGHTS <input type="checkbox"/> 830 PATENT <input type="checkbox"/> 840 TRADEMARK  <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 MIA (1395 FF) <input type="checkbox"/> 862 BLACKLUNG(923) <input type="checkbox"/> 863 DIWC(405(g)) <input type="checkbox"/> 863 DIWW(405(g)) <input type="checkbox"/> 864 SSID TITLE <input type="checkbox"/> 865 RSI(405(g))  <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 TAXES <input type="checkbox"/> 871 IRS-THIRD PARTY 20 USC 7609 <input type="checkbox"/> 891 AGRICULTURE ACTS <input type="checkbox"/> 892 ECONOMIC STABILIZATION ACT <input type="checkbox"/> 893 ENVIRONMENTAL MATTERS <input type="checkbox"/> 894 ENERGY ALLOCATION ACT <input type="checkbox"/> 895 FREEDOM OF INFORMATION ACT <input type="checkbox"/> 900 APPEAL OF FEE DETERMINATION UNDER EQUAL ACCESS TO JUSTICE <input type="checkbox"/> 950 CONSTITUTIONALITY OF STATE STATUTES <input type="checkbox"/> 890 OTHER STATUTORY ACTIONS
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 LAND CONDEMNATION <input type="checkbox"/> 220 FORECLOSURE <input type="checkbox"/> 230 RENT LEASE & EJECTMENT <input type="checkbox"/> 240 TORTS TO LAND <input type="checkbox"/> 246 TORT PRODUCT LIABILITY <input type="checkbox"/> 290 ALL OTHER REAL PROPERTY	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 VOTING <input type="checkbox"/> 442 EMPLOYMENT <input type="checkbox"/> 443 HOUSING/ ACCOMMODATIONS <input type="checkbox"/> 444 WELFARE <input type="checkbox"/> 440 OTHER CIVIL RIGHTS			

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.?

UNDER F.R.C.P. 23

Compel Arbitration

IF SO, STATE:

DEMAND \_\_\_\_\_ OTHER \_\_\_\_\_ JUDGE \_\_\_\_\_ DOCKET NO. \_\_\_\_\_

Check YES only if demanded in complaint

JURY DEMAND: ☐ YES ☒ NO NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN [X] IN ONE BOX ONLY)

ORIGIN

[x] ORIGINAL ☐ 2 REMOVED FROM ☐ 3 REMANDED FROM ☐ 4 REINSTATED OR ☐ 5 TRANSFERRED ☐ 6 MULTIDISTRICT ☐ 7 APPEAL TO  
DISTRICT  
PROCEEDING STATE COURT APPELLATE COURT REOPENED FROM (SPECIFY LITIGATION JUDGE  
FROM MAGISTRATE  
DIST.) JUDGE JUDGMENT

(PLACE AN [X] IN ONE BOX ONLY)

## BASIS OF JURISDICTION

☐ 1 U. S.. PLAINTIFF ☐ 2 U. S. DEFENDANT [x] 3 FEDERAL QUESTION ☐ 4 DIVERSITY **IF DIVERSITY, INDICATE  
CITIZENSHIP BELOW.  
(28 USC 1332, 1441)**  
(U.S. NOT A PARTY)

## CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(PLACE AN [X] IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

PTF	DEF	PTF	DEF	PTF	DEF
CITIZEN OF THIS STATE [ ] 1	[ ] 1	CITIZEN OR SUBJECT OF A	[ ] 3	INCORPORATED and PRINCIPAL PLACE	[ ] 5
		FOREIGN COUNTRY		OF BUSINESS IN ANOTHER STATE	
CITIZEN OF ANOTHER STATE	[ ] 2	[ ] 2	INCORPORATED or PRINCIPAL PLACE	[ ] 4	[ ] 4
			OF BUSINESS IN THIS STATE	FOREIGN NATION	[ ] 6

## PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Hapag-Lloyd Aktiengesellschaft  
a/k/a Hapag-Lloyd AG  
c/o Freehill, Hogan & Mahar LLP  
80 Pine Street, New York 10005  
New York County

## DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

## DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO  
ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check One: THIS ACTION SHOULD BE ASSIGNED TO: ☐ WHITE PLAINS [x] MANHATTAN  
(DO NOT check either box if this is a PRISONER PETITION.)

DATE **June 19, 2019** SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT?

[x] YES (DATE ADMITTED Mo. January Yr. 1991  
Attorney Bar Code #

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

James M. Parkison, Clerk of the Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)